

# DISTRICT ATTORNEY KINGS COUNTY

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> [INSERT NAME] Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]

Kings County Dkt./Ind. No. [#######]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: ARMANDO URBINA

MOS TAX:

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move <u>in limine</u> to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

## Disclosure # 1:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 05/17/2007, AGAINST MOS URBINA: ALLEGATION(S):

1. DEPARTMENT RULES/VIOLATION - OTHER DEPARTMENT RULES/PROCEDURES

ACTION TAKEN: LETTER OF INSTRUCTION CASE STATUS: CLOSED ON 03/28/2008

## Disclosure # 2:

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

 WARMANN E. DIPOUMBI V. CITY OF NEW YORK, ET AL, 09-CIV-10162, FILED IN THE SOUTHERN DISTRICT OF NEW YORK

#### Disclosure # 3:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 01/17/2012, AGAINST MOS URBINA: ALLEGATION(S):

 MOS URBINA WAS FOUND TO BE NEGLIGENT, IN THE LOSS OF HIS DEPARTMENT IDENTIFICATION CARD ACTION TAKEN: COMMAND DISCIPLINE WAS ISSUED

CASE STATUS: CLOSED ON 06/26/2013

## Disclosure # 4:

MOS URBINA PLED GUILTY TO THE FOLLOWING DEPARTMENTAL CHARGES ARISING FROM AN INCIDENT ON OR ABOUT 09/08/2013, WITHIN THE CONFINES OF THE  $112^{\text{TH}}$  PRECINCT IN QUEENS COUNTY, WHILE MOS URBINA WAS ASSIGNED TO THE TAXI UNIT AND OFF DUTY:

## ALLEGATION(S):

- MOS URBINA DID WRONGFULLY OPERATE A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF AN INTOXICANT.
- MOS URBINA DID WRONGFULLY OPERATE A MOTOR VEHICLE WHILE HIS ABILITY WAS IMPARIED BY THE CONSUMPTION ALCOHOL.
- 3. MOS URBINA DID WRONGFULLY ENGAGE IN CONDUCT PREJUDICAL TO THE GOOD ORDER, EFFICIENCY OR

- DISCIPLINE OF THE DEPARTMENT, TO WIT: SAID MOS REFUSED TO SUBMIT TO A BREATHALYZER TEST.
- 4. MOS URBINA DID CONSUME AN INTOXICANT TO THE EXTENT THAT SAID POLICE OFFICER WAS UNFIT FOR DUTY.

ACTION TAKEN: SEE ACTION TAKEN IN DISCLOSURE # 5 FOR PENALTY.

## Disclosure # 5:

MOS URBINA PLED GUILTY TO THE FOLLOWING DEPARTMENTAL CHARGES WHILE MOS URBINA WAS ASSIGNED TO THE CITYWIDE TRAFFIC TASK FORCE:

## ALLEGATION(S):

- 1. MOS URBINA, ON JULY 13, 2013 AND THROUGH JULY 14, 2013, WAS WRONGFULLY AND WITHOUT JUST CAUSE ABSENT FROM SAID RESIDENCE AND RESIDENT COUNTY WITHOUT PERMISSION OF SAID OFFICER'S DISTRICT SURGEON, SICK DESK SUPERVISOR OR THE CHIEF OF PERSONNEL.
- 2. MOS URBINA, ON JULY 13, 2013 AND THROUGH JULY 14, 2013, DID WRONGFULLY ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY AND DISCIPLINE OF THE DEPARTMENT, TO WIT: HE FAILED TO SAFEGUARD HIS DEPARTMENT IDENTIFICATION CARD AND METRO CARD.
- 3. MOS URBINA, ON OR ABOUT APRIL 29, 2013 AND THROUGH JULY 15, 2013, DID FAIL AND NEGLECT TO SAFEGUARD HIS DEPARTMENT PARKING PERMIT.

ACTION TAKEN: CONCURRENT PENALTY WITH DISCLOSURE # 4 ABOVE — IT IS RECOMMENDED THAT MOS URBINA COMPLY WITH AND COMPLETE ALL COUNSELING PROGRAMS; DISMISSAL PROBATION FOR ONE (1) YEAR; FORFEIT OF THIRTY (30) PRE-TRIAL SUSPENSION DAYS AND; FORFEIT AND ADDITIONAL TWENTY (20) VACATION DAYS.

CASE STATUS: CLOSED ON 06/12/2015.

## Disclosure # 6:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 05/25/2016, AGAINST MOS URBINA: ALLEGATION(S):

1. FAIL TO NOTIFY-EMD OF ADDRESS/SOCIAL CHANGE

CASE STATUS: CLOSED ON 05/23/2016

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH FEBRUARY 10, 2021, THE PEOPLE ARE UNAWARE OF ANY PENDING AND OR SUBSTANTIATED CCRB ALLEGATIONS AGAINST THIS OFFICER.

Eric Gonzalez
District Attorney
Kings County